IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION NO : 4587 of 2004

Between:

Y. Chandrasekhara Reddy, s/o Venkata Reddy,
R/o Indupur village, Allur Mandal, Nellore District.

..... PETITIONER

AND

1 The District Collector and Chairman Acqua culture committee,

Nellore, Nellore District.
2 The Assistant Director of Fisheries, Nellore, Nellore District.
3 The Mandal Revenue Officer, Allur Mandal, Nellore District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of Mandamus or any other appropriate writ or direction declaring the action of the respondents in not taking action for removal of the prawn ponds in s.No.609 of Purini village Allur Mandal as illegal and arbitrary and consequently direct the respondents to take action for removal of prawn ponds in S.No.609 and other agricultural lands of Purini village, Allur Mandal.

Counsel for the Petitioner: MR.P.GANGA RAMI REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR REVENUE

The Court made the following:

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.4587 OF 2004

ORDER:

The Writ Petition is filed seeking a writ of mandamus declaring the action of respondents in not taking action for removal of the prawn ponds in S.No.609 of Purini Village, Allur Mandal, as illegal and arbitrary, and consequently direct the respondents to take action for removal of prawn ponds in the land in S.No.609 and other agricultural lands of Purini Village.

Though interlocutory matters are listed, with the consent of the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue, the Writ Petition itself is heard finally and is being disposed of.

A Division Bench of this Court, to which I was a member, in **Madireddy Padma Rambabu v. District Forest Officer, Kakinada**, considered this aspect of the matter and allowed a batch of writ petitions. Following the same, the writ petition is allowed directing respondents 1 to 3 not to allow any person to carry on the activities of shrimp culture or prawn culture or any type of aqua culture without obtaining the prior permission from the competent authority.

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(V.V.S.RAO, J)

11.10.2004

bnr

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this Monday, the Eleventh Day of October, Two thousand and four.

ASSISTANT REGISTRAR.

// TRUE COPY //

SECTION OFFICER.

To

1 The District Collector and Chairman Acqua culture committee,

Nellore, Nellore District.
2 The Assistant Director of Fisheries, Nellore, Nellore District.
3 The Mandal Revenue Officer, Allur Mandal, Nellore District.

4 Two CCs to the Government Pleader for Revenue, High Court

Buildings, Hyderabad (O.U.T)

5 Two C.D. Copies.